

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 \* \* \*

4 DON'TAE SMITH,

5 Plaintiff,

6 v.

7 WILLIAMSON, et. al.,

8 Defendants.  
9

Case No. 3:22-CV-00446-MMD-CLB

**ORDER TO FILE OPPOSITION TO  
MOTION TO DISMISS**

10 On June 2, 2023, Defendant Williamson filed a motion to dismiss. (ECF No. 28.)  
11 Plaintiff was given notice of the motion pursuant to the requirements of *Klinge* v.  
12 *Eikenberry*, 849 F.2d 409 (9<sup>th</sup> Cir. 1988), and *Rand v. Rowland*, 154 F.3d 952 (9<sup>th</sup> Cir.  
13 1998) (ECF No. 29). To date, Plaintiff has failed to file an opposition.

14 The Court will *sua sponte* grant Plaintiff one extension of time to **Wednesday, July**  
15 **5, 2023**, to file an opposition to the motion to dismiss. No further extensions of time shall  
16 be granted. Plaintiff is advised that the failure to file points and authorities in response to  
17 the motion shall constitute a consent to the granting of the motion. Local Rule 7-2(d).

18 **IT IS SO ORDERED.**

19 **DATED:** June 20, 2023

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21 **UNITED STATES MAGISTRATE JUDGE**  
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